

## Message Text

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ORIGIN OES-06

INFO OCT-01 EA-07 ISO-00 FEA-01 ACDA-07 AGRE-00 AID-05  
CEA-01 CEQ-01 CG-00 CIAE-00 CIEP-01 COME-00 DLOS-06  
DODE-00 DOTE-00 EB-07 EPA-01 ERDA-05 FMC-01 TRSE-00  
H-01 INR-07 INT-05 IO-13 JUSE-00 L-03 NSAE-00 NSC-05  
NSF-01 OMB-01 PA-01 PM-04 PRS-01 SP-02 SS-15 USIA-06  
SAL-01 /116 R

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APPROVED BY OES/OFA/FA:ALZUCCA

EA/K - PMAYHEW

-----060025Z 085317 /60

P 052253Z JAN 77

FM SECSTATE WASHDC

TO AMEMBASSY SEOUL PRIORITY

INFO AMEMBASSY TAIPEI PRIORITY

AMEMBASSY TOKYO PRIORITY

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E.O. 11652:N/A

TAGS: EFIS, PLOS, KS

SUBJECT:US/ROK BILATERAL FISHERIES AGREEMENT

1. US AND ROK SIGNED JAN. 4 GOVERNING INTERNATIONAL  
FISHERIES AGREEMENT (GIFA) INITIALED DEC. 10. EXCHANGE  
OF NOTES PROVIDING FOR TERMINATION OF EXISTING FISHERIES  
AGREEMENT WITH ENTRY INTO FORCE OF GIFA STILL REQUIRED,  
AND WILL TAKE PLACE WITHIN NEXT SEVERAL DAYS.

2. TEXT OF FINAL AGREEMENT REFLECTS RESOLUTION OF  
OUTSTANDING ISSUES IN MANNER GENERALLY CONSISTENT WITH  
POSITION TAKEN BY U.S. DEL AT OCTOBER SEOUL NEGOTIA-  
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TIONS. AGREEMENT CONTAINS NON-RECIPROCAL LANGUAGE ON  
ARTICLE VIII(5) (GEAR DAMAGE COMPENSATION) WITH AN  
ACCOMPANYING AGREED MINUTE. TEXT OF AGREED MINUTE AS  
FOLLOWS: QUOTE WITH RESPECT TO ARTICLE VIII(5) OF THE  
AGREEMENT, THE REPRESENTATIVE OF THE ROKG EXPRESSED  
CONCERN THAT PROMPT AND ADEQUATE COMPENSATION BE PRO-  
VIDED TO NATIONALS OF THE ROK FOR ANY LOSS OF, OR

DAMAGE TO, THEIR FISHING VESSELS, FISHING GEAR OR CATCH THAT IS CAUSED BY ANY FISHING VESSEL OF THE U.S. THE REPRESENTATIVE OF THE GOVERNMENT OF THE U.S. STATED THAT SUCH REMEDIES ARE AVAILABLE TO NATIONALS OF THE

ROK THROUGH THE LAWS AND JUDICIAL PROCEDURES OF THE U.S. UNQUOTE.

3. CRITICAL ENFORCEMENT PARAGRAPH, IDENTICAL TO INITIAL GIFA DRAFT, HAS BEEN INCLUDED AS ARTICLE X PARA 1. PARA 2 ADDED AS FOLLOWS: QUOTE IN CASES OF AN ENFORCEMENT ACTION UNDERTAKEN BY THE GOVERNMENT OF THE U.S., THE ECONOMIC LOSS ENCOUNTERED BY THE FISHING VESSELS AND CREW BECAUSE OF LOST FISHING TIME SHALL BE MINIMIZED THROUGH PROMPT RELEASE OF THE FISHING VESSELS AND CREW UPON THE POSTING OF REASONABLE BOND OR OTHER SECURITY. UNQUOTE.

4. PORT CALL ARTICLE WAS REDRAFTED ALONG LINES PROPOSED BY U.S. AND INCLUDED IN AGREED MINUTE FORM AS FOLLOWS: QUOTE THE REPRESENTATIVE OF THE GOVERNMENT OF THE U.S. STATED THAT, SUBJECT TO THE APPLICABLE LAWS AND REGULATIONS OF THE U.S., FISHING VESSELS OF THE ROK COULD ENTER U.S. PORTS FOR THE PURPOSE OF OBTAINING SUPPLIES AND SERVICES NORMALLY AVAILABLE IN THOSE PORTS. UNQUOTE.

5. MINOR CONCESSION BY U.S. WAS AGREEMENT THAT PROPOSED TUNA ARTICLE BE INCLUDED AS AGREED MINUTE. LIMITED OFFICIAL USE

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LANAGUAGE NOTES RECIPROCAL COMMITMENT TO EXCHANGE SCIENTIFIC AND TECHNICAL INFORMATION ON TUNA. ROK ALSO STATES INTENTION TO PROVIDE STATISTICS ON TUNA AND ASSOCIATED CATCHES OFF THE COAST OF THE UNITED STATES, QUOTE COMMENCING WITH THE EFFECTIVE DATE OF THE AGREEMENT AND UNTIL SUCH TIME AS APPROPRIATE REGIONAL ARRANGEMENTS ARE IN PLACE. UNQUOTE.

6. NO ADDITIONAL SUBSTANTIVE CHANGES MADE IN TEXT BEYOND THOSE AGREED AT OCTOBER TALKS.

7. TEXT OF PRESS RELEASE FOLLOWS: QUOTE ON JANUARY 4, 1977, REPRESENTATIVES OF THE UNITED STATES OF AMERICA AND THE REPUBLIC OF KOREA SIGNED A NEW AGREEMENT RELATING TO FISHING ACTIVITIES OF THE REPUBLIC OF KOREA OFF THE COASTS OF THE UNITED STATES.

8. QUOTE THE AGREEMENT SETS OUT THE ARRANGEMENTS BETWEEN THE COUNTRIES WHICH WILL GOVERN FISHING BY

VESSELS OF THE REPUBLIC OF KOREA WITHIN THE FISHERY  
CONSERVATION ZONE OF THE UNITED STATES BEGINNING ON  
MARCH 1, 1977. THE AGREEMENT WILL COME INTO FORCE  
AFTER THE COMPLETION OF INTERNAL PROCEDURES BY BOTH  
GOVERNMENTS.

9. QUOTE THE SIGNING OF THIS AGREEMENT TOOK PLACE  
IN WASHINGTON. HIS EXCELLENCY DR. PYONG-CHOON HAHM,  
AMBASSADOR OF THE REPUBLIC OF KOREA TO THE UNITED  
STATES SIGNED FOR THE REPUBLIC OF KOREA. AMBASSADOR  
FREDERICK IRVING, ASSISTANT SECRETARY OF STATE FOR  
OCEANS AND INTERNATIONAL ENVIRONMENTAL AND SCIENTIFIC  
AFFAIRS, SIGNED FOR THE UNITED STATES. BOTH REPRESENTATIVES  
EXPRESSED THEIR SATISFACTION WITH THE NEW  
ACCORD, AND THE HOPE THAT IT WILL STRENGTHEN COOPERATION  
BETWEEN THE REPUBLIC OF KOREA AND THE UNITED  
STATES. END PRESS RELEASE. END QUOTE.  
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## Message Attributes

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**Channel Indicators:** n/a  
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**Disposition Date:** 22 May 2009  
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**Original Handling Restrictions:** n/a  
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**Type:** TE  
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**Review Markings:**  
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